22nd December 1922]

V

ANNOUNCEMENT REGARDING THE APPOINTMENT OF THE CHAIRMAN OF THE SELECT COMMITTEE ON THE MADRAS HINDU RELIGIOUS ENDOWMENTS BILL, 1922.

The hon. the PRESIDENT :—" I have to announce that I have appointed the hon. the Raja of Panagal to be the Chairman of the Select Committee on the Madras Hindu Religious Endowments Bill, 1922."

VI

A BILL TO PROVIDE FOR THE REORGANIZATION OF THE MADRAS UNIVERSITY, 1922.

The hon. Rao Bahadur A. P. PATRO :—" I beg to present the report * of the Select Committee on the Bill to provide for the reorganization of the Madras University."

VII

THE MADRAS SURVEY AND BOUNDARIES BILL, 1921—*cont.*

Clause 19—cont.

The House resumed consideration of clause 19 of the Madras Survey and Boundaries Bill.

Mr. C. V. S. NARASIMHA RAJU :—" Mr. President, yesterday I was speaking about the apportionment. If I remember right, the hon. the Revenue Member said that by the provision in the clause about apportionment, a portion of the cost might be borne by the Government under the rules that were to be framed. I do not think that the provision, as it stands now, allows such a thing ; for, it clearly mentions how the amount is to be apportioned, among whom it is to be apportioned, etc. It clearly states that the cost is to be apportioned among the persons who have any interest in the estate, portion of the estate or boundary of which the survey has been ordered. It does not make any mention that it can be apportioned to the Government as well. Of course, in clause 15, the word ' apportion ' has been used but among whom the cost is to be apportioned has not been stated. Therefore, there is latitude given for apportioning the cost even as regards the Government. But now, as the clause stands, a possibility does exist. Therefore the interpretation intended to be put by the hon. the Revenue Member is not warranted by the words of the clause. The word ' apportioned ' is used there, I think, having bearing to the provisions of the Irrigation Cess Act. Under the Irrigation Cess Act, as amended, it is clear that the Government has the power of apportioning, as between the zamindar and the ryot, how the irrigation cess has to be paid. I hope the rules will be framed analogous to those of the Irrigation Cess Act. As a matter of fact, whenever survey is effected by the Government for the better management of irrigation cess, the whole cost of it is borne by the Government. Now, the whole thing is thrown upon the zamindar or the ryot, and no portion of it upon the Government. It is a clear injustice from the standpoint of the zamindar or the ryot. Therefore the whole reference to clause (*b*) (i) in this section is clearly unjust and has to be deleted."

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* Vide Appendix C on page 1221 infra.